

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION****ENTERED**

November 20, 2018

David J. Bradley, Clerk

**United States of America****VS.****MIGEL ANJEL PALACIO**§  
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§  
§**Case No. 7:18-MJ-02354-01****ORDER OF DETENTION PENDING TRIAL**

In accordance with the Bail Reform Act, 18 U.S.C. § 3142(f), a detention hearing has been waived. I conclude that the following facts require the detention of the defendant pending trial in this case.

**Part I – Finding of Fact**

- (1) There is a serious risk that Defendant will not appear.

**Part II – Written Statement of Reasons for Detention**

I find that the credible testimony and information submitted establishes by a preponderance of the evidence that there is no condition or combination of conditions that will reasonably assure the appearance of Defendant at future proceedings.

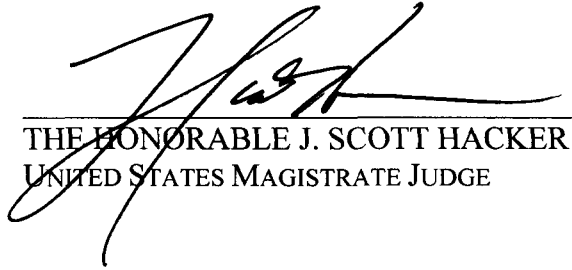
Defendant is charged with an offense in violation of Title 8 U.S.C. § 1324. Here, Defendant was on state probation when he was arrested in the underlying case. In that state case, an arrest warrant has been issued for a revocation hearing. Defendant has a history of absconding from law enforcement. Further, Defendant has a history of substance abuse. Defendant, assisted by counsel, waived a detention hearing and presented no further evidence.

Should additional evidence come to light or conditions become available that would materially affect this Court's ruling, Defendant may move to reopen the detention hearing. *See* 18 U.S.C. § 3142(f).

**Part III – Directions Regarding Detention**

Defendant is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. Defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States, or on request of an Attorney for the Government, the person in charge of the corrections facility shall deliver Defendant to the United States marshal for the purpose of an appearance in connection with a court proceeding.

Dated: 11/17/2018



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THE HONORABLE J. SCOTT HACKER  
UNITED STATES MAGISTRATE JUDGE